

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD GARZA,

Defendant.

4:22CR3034

ORDER

Defendant Richard Garza has moved to continue the trial (Filing No. 168) because counsel for defendant needs additional time to properly prepare the case for trial due to his commitments to other clients and courts. The motion to continue is unopposed. Accordingly,

IT IS ORDERED:

- 1) Defendant's motion to continue (Filing No. 168) is granted.
- 2) The trial of this case is set to commence before the Honorable John M. Gerrard, Senior United States District Judge, in Courtroom 1, United States Courthouse, Lincoln, Nebraska, at 9:00 a.m. on April 8, 2024, or as soon thereafter as the case may be called, for a duration of four (4) trial days. Jury selection will be held at commencement of trial.
- 3) The time between today's date and April 8, 2024, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because although counsel have been duly diligent, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(1), (h)(6) & (h)(7). Failing to timely object to this order as provided under this court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

Dated this 13th day of February, 2024.

BY THE COURT:

s/ Jacqueline M. DeLuca
United States Magistrate Judge